IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Writ Petition No. 6502 (S/S) 2001
(old no. 5485 (ss) 1998)

Prem Prakash Pandey S/o Sri K.D. Pandey,
Resident of village and Post Pabhain,
District Pithoragarh. .....Petitioner.

Versus

1. The State of U.P. through the Secretary,
   Urban Development, Secretariat Lucknow,
2. The Secretary, Finance Department,
   Secretariat, Lucknow,
3. The Director, Local Bodies,
   Local Bodies Directorate, India Bhawan, Lucknow,
4. The Adhyaksha, Nagar Palika Parishad,
   Pithoragarh, District Pithoragarh. .....Respondents.

Sri K.N. Joshi, learned counsel for the petitioner.
Sri H.M. Raturi, learned counsel for the State of Uttarakhand,
Sri Vikas Pandey, learned counsel for the respondent no4.

Hon'ble M.M. Ghildiyal, J.

Heard Sri K.N. Joshi, learned counsel for the petitioner, Sri H.M. Raturi, learned counsel for the State of Uttarakhand and Sri Vikas Pandey, learned counsel for respondent no. 4.

By means of this writ petition, the petitioner has prayed that he may be paid pay-scale equivalent to, which is being paid to the Vaccinator working in Health Department alongwith consequential benefits.

Submission of the petitioner is that he was initially appointed with the Nagar Palika Parishad, Pithragarh on the post of Vaccinator with effect from 31.01.1975. He was confirmed on the said w.e.f. 17.09.1981. His work and

conduct remained always satisfactory. There is anomaly in the pay-scales of the Vaccinator working in the Nagar Palika Parishad and the Vaccinator working in the health Department. The work of the petitioner is identical to the work, which is being performed by the Vaccinator in the Health Department; therefore the petitioner is entitled to get the similar pay-scale which is being paid to the Vaccinator working in the Health Department. In this respect, the petitioner has already moved representation before Deputy Secretary, Govt. of U.P., Urban Development Section, Lucknow as well as to the Director, Local Self bodies Directorate, Lucknow on 24.10.1997, which was also forwarded by the Chairman Nagar Palika Parishad, Pithoragarh (contained in annexure no. 4 & 5 to the writ petition).

Since, the petitioner, after creation of State of Uttarakhand, has now became employees of Directorate of Local Self Bodies, Govt. of Uttarakhand, the petitioner is directed to move a fresh representation before the Director for redressal of his grievances and, after receiving such representation if moved, the authority concerned is expected that he shall consider the same and taken decision within a period of three months from the date of production of a certified copy of this order, alongwith the representation,

With these directions, the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

April 9, 2007:
NCM: